

K.A.R. 5-14-11. Civil fines; water use reporting. (a) ~~Each~~ Any owner of a water right or approval of application ~~who fails to perform either of the following shall~~ may be assessed a civil penalty of ~~\$250~~ \$1,000 per year for each water right or approval of application ~~that is not timely filed or that is materially incomplete or inaccurate~~ for which the owner does not perform the following:

(1) Timely submit an annual water use report pursuant to K.S.A. 82a-732, and amendments thereto; ~~or~~ and

(2) submit a complete and accurate water use report ~~as required by~~ pursuant to K.S.A. 82a-732, and amendments thereto.

(b) If the owner submits both the complete and accurate water use report and payment of the civil penalty after March 1 but before June 1, the civil penalty per water right or approval of application ~~shall~~ may be reduced to ~~\$50~~ \$250 for each water right or approval of application.

If the owner submits the reduced civil penalty but not the water use report after March 1, the civil penalty may increase on June 1 to the maximum civil penalty of \$1,000 for each water right or approval of application. The initial reduced civil penalty received after March 1 but before June 1 shall be applied toward the maximum civil penalty owed. (Authorized by K.S.A. 82a-706a; implementing K.S.A. 82a-706a, and K.S.A. 2016 Supp. 82a-732, and K.S.A. 2016 Supp. 82a-737; effective Oct. 24, 2003; amended P-_____.)

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DEPT. OF ADMINISTRATION

ATTORNEY GENERAL